

**In the United States District Court
for the Southern District of Georgia
Waycross Division**

UNITED STATES OF AMERICA, : CRIMINAL ACTION
Plaintiff, :
v. :
LESTER BELL, :
Defendant. : NO. CR592-029-05

ORDER

Defendant, Lester Bell, anticipating that the Supreme Court will make the rule announced in United States v. Booker, 543 U.S. 220 (2005), retroactive in application, has filed a notice to preserve his right to collaterally attack his sentence under this precedent. Such preservation is unnecessary. Should the Supreme Court declare that Booker so applies, Bell may renew his motion. Brown's motion is **DISMISSED** as being not ripe for adjudication. Dkt. No. 874.

SO ORDERED, this 2nd day of February, 2006.

Anthony A. Adams

JUDGE, UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA